

Report of Infrastructure to the Ordinary Meeting of Council held on Monday 15 February 2016

**IN1 – Transfer of Crown Roads to Council Public Roads – Antill Street & Bell Street, Thirlmere**

**INFRASTRUCTURE**

**IN1 Transfer of Crown Roads to Council Public Roads – Antill Street & Bell Street, Thirlmere**

963

TRIM 4387

**EXECUTIVE SUMMARY**

- This report recommends that Council apply to the NSW Department of Primary Industries (Crown Lands) to transfer the Crown Roads known as Antill Street and Bell Street, Thirlmere to Council as Public Roads.
- Council advise the Crown Lands that it does not intend to close and sell the road reserve in the foreseeable future.
- All costs associated with the transfer and construction of the unformed part of Antill and Bell Streets to be borne by the applicant.
- That the Mayor and General Manager be authorised to execute all documentation in relation to this matter including those requiring the Common Seal of Council.

**REPORT**

An application has been received by Council to apply to the NSW Department of Primary Industries for the transfer of ownership of portions of Crown Roads known as Antill Street and Bell Street, Thirlmere to Council as Public Roads. The application has been received due to development applications being lodged for subdivisions under DA854/2015, DA855/2015 and DA856/2015.

Council's Infrastructure & Planning Department advised that it was in the best interest of Council to apply for the whole of both roads rather than portions as requested by the applicant. The map below highlights the proposed road area in orange to be transferred as public road.

All sections of Antill and Bell Streets that are currently formed are maintained by Council except for one section (approximately 87 metres) along Antill Street that will need to be constructed to Council standards as part of the relevant development applications.

Council are required to state in writing to the Department of Primary Industries that it does not intend to close and sell these roads in the foreseeable future and that these roads are required for construction and/or maintenance of access.

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Once the application has been received by the Department of Primary Industries, all transfers will be arranged within that Department including advertisement in the Government Gazette.

**Map of Crown Roads - Antill Street and Bell Street Thirlmere**



**CONSULTATION**

Crown Lands  
 Manager Infrastructure Planning  
 Senior Town Planner

**FINANCIAL IMPLICATIONS**

The developer has provided cheques payable for the following fees:

- The Crown Land Application Fee of \$109.60
- Wollondilly Shire Council Application Fee (Transfer of Crown Roads to Public Roads) \$1,748.50.

The cost of the road construction will be funded by the applicant including the unformed section of Antill Street.

The formed roads are currently maintained by Council and will create no additional burden on Council budget.

Infrastructure

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**POLICIES & LEGISLATION**

Road Act 1993  
Local Government Act 1993  
Crown Lands Act 1989

**ATTACHMENTS**

Nil

**RECOMMENDATION**

1. That Council apply to the NSW Department of Primary Industries to transfer ownership of Crown Roads Antill Street and Bell Street, Thirlmere to Council as Public Roads on the basis that Council does not intend to close and sell the road reserve for the foreseeable future.
2. That all costs associated with the transfer and construction of the unformed part of Antill and Bell Street to be borne by the applicant.
3. That the Mayor and General Manager be authorised to execute all documentation in relation to this matter including those requiring the Common Seal of Council.